

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS  
COMMITTEE OF THE WHOLE**

**A M E N D E D A G E N D A**  
**AMENDED PAGE 4**

**JUNE 13, 2007**

**7:30 PM COURTHOUSE COUNCIL CHAMBERS**

**ROLL CALL**\_\_\_\_\_

**PLEDGE OF ALLEGIANCE**\_\_\_\_\_

**PUBLIC COMMENT ON ANY PUBLIC MATTER  
NOT ON THE AGENDA**\_\_\_\_\_

**REPORT OF THE CHAIR**\_\_\_\_\_

**SECTION I PUBLIC HEARING**

FOR THE PURPOSE TO SOLICIT PUBLIC COMMENT REGARDING  
PROPOSALS RECEIVED FOR KELLEY WAREHOUSE. (Communication No.  
07-357 being held in Committee of the Whole. **Proof of publication**

**SECTION II PUBLIC HEARING**

FOR THE PURPOSE TO HEAR AN APPLICATION FOR THE  
PRELIMINARY PLAT OF THE FLEECER VIEW – PHASE I MAJOR  
SUBDIVISION. (Communication No. 07-366 being held in Committee of the Whole)  
**Proof of publication**

**SECTION III PUBLIC HEARING**

FOR THE PURPOSE OF TO SOLICIT PUBLIC COMMENT CONCERNING  
AMENDING THE BUDGET TO ALLOW FOR INCREASED  
EXPENDITURES OF UNANTICIPATED REVENUE RESULTING FROM  
THE DISBURSEMENT OF FUNDS FROM THE HARD ROCK TRUST  
RESERVE. (Communication No. 07-382 being held in Committee of the Whole) **Proof  
of publication**

#### **SECTION IV**

#### **PUBLIC HEARING**

FOR THE PURPOSE TO SOLICIT PUBLIC COMMENT CONCERNING AMENDING THE BUDGET TO ALLOW FOR INCREASED EXPENDITURES OF UNANTICIPATED REVENUE RESULTING FROM THE MONTANA BOARD OF INVESTMENTS INTERCAP LOAN FOR THE PURCHASE OF TWO PUMPER TRUCKS FOR FIRE SERVICES. (Communication No. 07-383 being held in Committee of the Whole) **Proof of publication**

#### **SECTION V**

#### **PUBLIC HEARING**

FOR THE PURPOSE TO SOLICIT PUBLIC COMMENT CONCERNING AMENDING THE BUDGET TO ALLOW FOR INCREASED EXPENDITURES OF UNANTICIPATED REVENUE RESULTING FROM THE HARD ROCK RESERVE LOAN FOR THE COMPLETION OF THREE BEARS ROAD. (Communication No. 07-384 being held in Committee of the Whole) **Proof of publication**

#### **SECTION VI**

#### **PRESENTATION COMMUNICATION NO. 07-397**

David G. Gates, Vice President Northwestern Energy, requesting time on the 6/13/07 agenda to make a presentation on proposed Mountain States Transmission Intertie Project.

#### **SECTION VII**

#### **COMMUNICATION NO. 07-221**

Robert J. Whelan, Attorney at Law, requesting Developers' Packet for Lots 10 through 14 south of Eastside Athletic Club.

#### **SECTION VIII**

#### **COMMUNICATION NO. 07-259**

Jean Pentecost, Water Utility Division, requesting authorization for Chief Executive to enter into agreement with Richardson Family Trust for a land exchange.

#### **SECTION IX**

#### **COMMUNICATION NO. 07-285**

Mark and Scott Thompson, SMT Holdings LLLC , requesting Hard Rock Mining Funds and time on 5/2/07 agenda to make a presentation on the Montana Freeport Center.

#### **SECTION X**

#### **COMMUNICATION NO. 07-299**

Herb Leuprecht, Envision Butte, requesting funding for Berkeley Pit Viewing Stand Project.

**COMMUNICATION NO. 07-339**

Jeff Amerman, Director Finance and Budget Department, requesting time on the 6/6/07 agenda to conduct a public hearing for amending the budget for unanticipated revenue in Central Equipment Budget.

## SECTION XII

**COMMUNICATION NO. 07-340**

Jeff Amerman, Director Finance and Budget Department, requesting time on the 6/6/07 agenda to conduct a public hearing for amending the budget for unanticipated revenue in the General Funds Parks Budget.

## SECTION XIII

**COMMUNICATION NO. 07-357**

Karen Byrnes, Director Community Development Department, requesting a public hearing be set 6/13/07 to solicit public comment regarding proposals received for redevelopment of the Kelley Warehouse.

## SECTION XIV

**COMMUNICATION NO. 07-366**

Stephen Hess, Senior Planner, requesting a public hearing for June 13, 2007 to receive comments concerning the Preliminary Plat of the Fleecer View – Phase I Major Subdivision.

## SECTION XV

**COMMUNICATION NO. 07-374**

Dan Dennehy, Health Officer, requesting building inspection be conducted on the Health Department Building at 25 W. Front Street and asking to allocate \$75,000 annual rent to long-term maintenance program.

## SECTION XVI

**COMMUNICATION NO. 07-382**

Jeff Amerman, Director Finance and Budget Department, requesting public hearing 6/13/07 concerning amending budget for unanticipated revenue from the disbursement of funds from Hard Rock Trust Reserve.

## SECTION XVII

**COMMUNICATION NO. 07-383**

Jeff Amerman, Director Finance and Budget Department, requesting public hearing 6/13/07 concerning amending budget for unanticipated revenue from the disbursement of funds from Montana Board of Investments Intercap Loan.

**SECTION XVIII****COMMUNICATION NO. 07-384**

Jeff Amerman, Director Finance and Budget Department, requesting public hearing 6/13/07 concerning amending the budget for unanticipated revenue from the Hard Rock Reserve Loan for completion of Three Bears Road.

**SECTION XIX****COMMUNICATION NO. 07-388**

Tim Clark, Personnel Director, regarding reclassifications of 22 employees within the various departments of the government.

**SECTION XX****COMMUNICATION NO. 07-392**

Sean Johnson, Chairman Evel Knievel Days, requesting temporary street closure for Evel Knievel Days 2007 uptown district.

**SECTION XXI****COMMUNICATION NO. 07-393**

Robert L. White, President Big Butte Kiwanis, requesting permission to close uptown streets on 8/2/07 for Custom Car Show.

**SECTION XXII****COMMUNICATION NO. 09-407**

Mollie Kirk, Butte Celebrations, requesting approval of various activities for 4<sup>th</sup> of July Parade and related Freedom Fest Activities.

**SECTION XXIII****COMMUNICATION NO. 07-142**

Jeff Amerman, Finance and Budget Director, regarding request for \$174,712.00 loan payment to Butte Local Development Corporation.

**ADJOURN**\_\_\_\_\_

# **FINANCE & BUDGET COMMITTEE MEETING 6PM COURTHOUSE COUNCIL CHAMBERS**

## **SECTION I COMMUNICATION NO. 07-344**

John C. VanDaveer, Director of Public Works Department, requesting approval of line item budget transfers.

## **SECTION II COMMUNICATION NO. 07-345**

Karen Byrnes, Director URA, approval of line item budget transfers.

## **SECTION III COMMUNICATION NO. 07-349**

Patrick J. Callaghan, Treasurer, requesting approval of line item budget transfers.

## **SECTION IV COMMUNICATION NO. 07-351**

John P. Walsh, Sheriff, requesting approval of line item budget transfers.

## **SECTION V COMMUNICATION NO. 07-354**

John C. VanDaveer, Director Public Works Department, requesting approval of line item budget transfers.

## **SECTION VI COMMUNICATION NO. 07-358**

John P. Walsh, Sheriff, requesting approval of line item budget transfers.

## **SECTION VII COMMUNICATION NO. 07-359**

Robert A. Macioroski, Land Records Director, requesting approval of line item budget transfers.

## **SECTION VIII COMMUNICATION NO. 07-362**

Robert M. McCarthy, County Attorney, requesting approval of line item budget transfers.

## **SECTION IX COMMUNICATION NO. 07-370**

Marijo MacDonald, requesting approval of line item budget transfers.

**SECTION X** **COMMUNICATION NO. 07-371**

John P. Walsh, Sheriff, requesting approval of line item budget transfers.

**SECTION XI**

**COMMUNICATION NO. 07-375**

Lori Maloney, Clerk of the Court, requesting approval of line item budget transfers.

**SECTION XII**

**COMMUNICATION NO. 07-379**

John P. Walsh, Sheriff, requesting approval of line item budget transfer.

**SECTION XIII**                      **COMMUNICATION NO. 07-380**

John P. Walsh, Sheriff, requesting approval of line item budget transfers.

**SECTION XIV**                      **COMMUNICATION NO. 07-389**

Jeffrey L. Miller, requesting approval of line item budget transfers.

**SECTION XV**                      **COMMUNICATION NO. 07-390**

Jeff Amerman, Director Finance and Budget Department, requesting approval of line item budget transfers.

**SECTION XVI**                      **COMMUNICATION NO. 07-391**

Diane M. Giop, Public Library, requesting approval of line item budget transfers.

**SECTION XVII**                      **COMMUNICATION NO. 07-395**

John P. Walsh, Sheriff, requesting approval of line item budget transfers.

**SECTION XVIII**                      **COMMUNICATION NO. 07-396**

Diane Giop, Public Library, requesting approval of line item budget transfers.

**SECTION XIX**                      **COMMUNICATION NO., 07-398**

Russ Connoles, Economic Development Director, requesting approval of line item budget transfers.

**SECTION XX****COMMUNICATION NO. 07-402**

Shelly Jones, Administrative Aide, requesting approval of line item budget transfers.

**SECTION XXI****COMMUNICATION NO. 07-403**

Shelly Jones, Administrative Aide, requesting approval of line item budget transfers.

**JUDICIARY COMMITTEE MEETING  
7PM COURTHOUSE COUNCIL CHAMBERS**

**SECTION I**

**COMMUNICATION NO. 06-673**

Mark and Shirley Rule, requesting proposal to enter into 5-year lease and one 5-year renewable term of Rose and Shamrock Mining Claim #2829 Lot 599 on Moulton Reservoir Road.

**SECTION II** **COMMUNICATION NO. 07-240**

J. R. Richardson, Business Manager, Butte Public Schools, requesting Council forgive property taxes on Parcel No. 1901770.

**SECTION III**

Silver Bow Fire Council Members, requesting credit for car and truck license plates for volunteer firefighters.

**SECTION IV**

J. R. Richardson, Business Manager, Butte Public Schools, requesting council forgive back taxes on Parcel No. 1901770 in the Butte Townsite.

**SECTION V** **COUNCIL BILL NO. 07-7**  
**ORDINANCE NO. 07-7**

AN ORDINANCE AMENDING CHAPTER 2.20 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “LAW ENFORCEMENT DEPARTMENT”; AMENDING 2.20.085, BSB MC ENTITLED “FEES OF SHERIFF”; ADDING A BAIL BOND FEE CHARGED BY THE SHERIFF AND PROVIDING FOR THE DEPOSIT OF SUCH AN INCREASE INTO THE LAW ENFORCEMENT PATROL VEHICLE REPLACEMENT AND EQUIPMENT FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

## SECTION VI COUNCIL RESOLUTION NO. 07-38

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW COMMUNITY DEVELOPMENT DEPARTMENT FROM THE MONTANA HISTORIC PRESERVATION OFFICE TO BE EXPENDED IN THE



COMMUNITY DEVELOPMENT FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION VII COUNCIL RESOLUTION NO. 07-39**

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING RESERVE FUNDS FROM BUTTE-SILVER BOW GENERAL FUND RESERVES TO THE ROAD FUND IN THE BUTTE-SILVER BOW PUBLIC WORKS DEPARTMENT FOR DEMOLITION OF THE OLD IMMACULATE CONCEPTION SCHOOL AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION VIII COUNCIL RESOLUTION NO. 07-40**

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE PRELIMINARY PLAT OF TE HOMESTAKE MEADOWS PHASE II MAJOR SUBDIVISION OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION IX COUNCIL RESOLUTION NO. 07-41**

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE FINAL PLAT OF THE SAWMILL MINOR SUBDIVISION OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION X COUNCIL RESOLUTION NO. 07-42**

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE FINAL PLAT OF THE WOODARDS MINOR SUBDIVISION OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION XI COUNCIL RESOLUTION NO. 07-43**

A RESOLUTION TO DESIGNATE A SINGLE POINT OF CONTACT TO SERVE AS THE PRINCIPLE COORDINATOR FOR THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) IMPLEMENTATION AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION XII****CLAIM APPROVAL**

10406	Frank Shields	\$1,000.00	St. Opening Bond Refund
40521	Lockmer Plumbing, Heating	\$30.00	Sewer Taps Refund
10664	RDB's Properties LLC	3,143.70	Redeem Tax Assgs.

**PUBLIC WORKS COMMITTEE MEETING**  
**6:30 PM COURTHOUSE COUNCIL CHAMBERS**

## SECTION I

**COMMUNICATION NO. 06-661**

Jon Sesso, Planning Director, requesting Council prioritize road improvement project – intersection of Beef Trail Road and Little Basin Creek Road.

## SECTION II

**COMMUNICATION NO. 06-701**

Marko Lucich, Executive Director Chamber of Commerce, requesting time on the Public Works Agenda to make a presentation on the progress on the Green Belt Conceptual Plan (Berkeley Pit Viewing Stand).

## SECTION III

**COMMUNICATION NO. 07-165**

Cindi Shaw, Commissioner District 11, requesting for review of traffic concerns on E. Woolman Street.

## SECTION IV

**PETITION NO. 07-4**

John Harrington, Building Official, requesting on behalf of Jane Hurlbert, to close and vacate Wynne Avenue adjacent to Lots 1 and 36 of Block 5 and Lots 18 and 19 of Block 4 of the Bellevue Addition.

## SECTION V

**PETITION NO. 07-6**

John Harrington, Building Official, requesting on behalf of Three Dog Holdings, Inc. to close and vacate a portion of Meadowlark Lane in SE ¼ of Section 32, T3N, R7W.

## SECTION VI

**PETITION NO. 07-7**

John Harrington, Building Official, requesting on behalf of Joe J. Shoemaker, to close and vacate a portion of alley adjacent to Blocks 5 and 12 in the Kemper Addition.

## SECTION VII

**COMMUNICATION NO. 07-352**

Kevin Dennehy, Executive Director St. James Hospital, requesting permission to use Chester Steele Park for July 3<sup>rd</sup>, 2007 events.

